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DEC 20 2005**FAX TRANSMISSION TO USPTO**TO: Commissioner for Patents
Attn: **Examiner Not yet assigned**
Patent Examining Corps
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Alexandria, VA 22313-1450FROM: George H. Gates
OUR REF.: G&C 30794.94-US-WO
TELEPHONE: (310) 642-4146Total pages, including cover letter: 13PTO FAX NUMBER: (571) 273-8300

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Title of Document Transmitted:	INFORMATION DISCLOSURE STATEMENT, PTO FORM 1449, CITED REFERENCE, AND EPO COMMUNICATION.
Applicant:	Benjamin A. Haskell et al.
Serial No.:	10/537,385
Filed:	June 3, 2005
Group Art Unit:	2811
Title:	GROWTH OF PLANAR, NON-POLAR A-PLANE GALLIUM NITRIDE BY HYDRIDE VAPOR PHASE EPITAXY
Our Ref. No.:	G&C 30794.94-US-WO

Please charge all fees to Deposit Account No. 50-0494 of Gates & Cooper LLP.

By: Name: George H. Gates
Reg. No.: 33,500

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DEC 20 2005

Confirmation No.: 4538
Due Date: January 19, 2006IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8I hereby certify that this correspondence is being filed via facsimile transmission to the U.S. Patent and Trademark Office on December 20, 2005.By: 
Name: George H. Gates

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

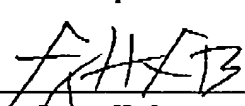
We are transmitting herewith the attached:

- ☒ Transmittal sheet, in duplicate, containing a Certificate of Mailing or Transmission under 37 CFR 1.8.
- ☒ Information Disclosure Statement and Form PTO-1449.
- ☒ Cited Reference(s).
- ☒ EPO Communication Pursuant to Article 96(2) dated October 15, 2005.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

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Customer Number 22462
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INFORMATION DISCLOSURE STATEMENT (37 C.F.R. §1.97(b)/(c))

MAIL STOP AMENDMENT

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Alexandria, VA 2213-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. Included are references that were recently cited in EPO Communication Pursuant to Article 96(2) dated October 15, 2005.

This statement should be considered because it is submitted prior to a first Office Action on the merits, and also less than three months after the mailing date of a Communication from a foreign patent office in which the aforementioned items of information were first cited, but before the mailing date of either a final action under 37 C.F.R. § 1.113, or a Notice of Allowance under 37 C.F.R. § 1.311. No fee is due as this statement is submitted as certified below under 37 C.F.R. §1.97(e)(1) or (2) by the undersigned.

Certification Under 37 C.F.R. §1.97(e)

In accordance with 37 C.F.R. §1.97(c) or §1.97(d), the undersigned hereby certifies that this statement is submitted wherein each item of information listed on the enclosed Form 1449 was first cited in a communication from a foreign patent office in a counterpart foreign application within three months of filing this statement (certification under 37 C.F.R. §1.97(e)(1)).

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each foreign patent document and each non-patent document listed on the enclosed Form 1449 is provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art". Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please direct any response or inquiry to the below-signed attorney at (310) 641-8797.

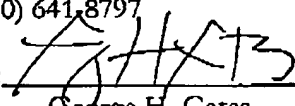
Respectfully submitted,

GATES & COOPER LLP
Attorneys for Applicant(s)

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Date: December 20, 2005

By: _____


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